

**DECLARATION
FOR PLANT PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

Strawberry Plant Named '**Driscoll Malibu**'

and for which a patent application:

☒ is attached hereto

☒ which is identified by Pennie & Edmonds LLP docket no. 8170-064-999

I hereby state that I have asexually reproduced the plant that is the subject of the above-identified application.

☐ said plant was found in a cultivated area *(check this box for newly found plant only)*

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

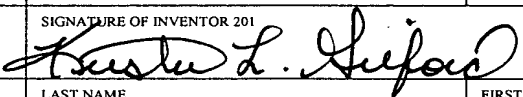
EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION				
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED	
			YES ☐	NO ☐
			YES ☐	NO ☐

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED

SEND CORRESPONDENCE TO:		PENNIE & EDMONDS LLP 1155 Avenue of the Americas New York, New York 10036-2711 PTO Customer No. 20583		DIRECT TELEPHONE CALLS TO: PENNIE & EDMONDS LLP DOCKETING 212-790-2803	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.					
2 0 1	FULL NAME OF INVENTOR	LAST NAME Gilford	FIRST NAME Kristie	MIDDLE NAME L.	
	RESIDENCE & CITIZENSHIP	CITY Dover	STATE OR FOREIGN COUNTRY Florida	COUNTRY OF CITIZENSHIP U.S.A.	
	POST OFFICE ADDRESS	STREET 1525 North Dover Road	CITY Dover	STATE OR COUNTRY Florida	ZIP CODE 33527
	SIGNATURE OF INVENTOR 201 			DATE October 1, 2003	
2 0 2	FULL NAME OF INVENTOR	LAST NAME Mowrey	FIRST NAME Bruce	MIDDLE NAME D.	
	RESIDENCE & CITIZENSHIP	CITY Watsonville	STATE OR FOREIGN COUNTRY California	COUNTRY OF CITIZENSHIP U.S.A.	
	POST OFFICE ADDRESS	STREET 266 Webb Road	CITY Watsonville	STATE OR COUNTRY California	ZIP CODE 95076
	SIGNATURE OF INVENTOR 202			DATE	
2 0 3	FULL NAME OF INVENTOR	LAST NAME Coss	FIRST NAME JoAnne	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Salinas	STATE OR FOREIGN COUNTRY California	COUNTRY OF CITIZENSHIP U.S.A.	
	POST OFFICE ADDRESS	STREET	CITY Salinas	STATE OR COUNTRY California	ZIP CODE 93901
	SIGNATURE OF INVENTOR 203			DATE	
2 0 4	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
	SIGNATURE OF INVENTOR 204			DATE	
2 0 5	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
	SIGNATURE OF INVENTOR 205			DATE	

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APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED	
			YES ☐	NO ☐
			YES ☐	NO ☐

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

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201	FULL NAME OF INVENTOR	LAST NAME Gilford	FIRST NAME Kristie	MIDDLE NAME L.	
	RESIDENCE & CITIZENSHIP	CITY Dover	STATE OR FOREIGN COUNTRY Florida	COUNTRY OF CITIZENSHIP U.S.A.	
	POST OFFICE ADDRESS	STREET 1525 North Dover Road	CITY Dover	STATE OR COUNTRY Florida	ZIP CODE 33527
	SIGNATURE OF INVENTOR 201			DATE	
202	FULL NAME OF INVENTOR	LAST NAME Mowrey	FIRST NAME Bruce	MIDDLE NAME D.	
	RESIDENCE & CITIZENSHIP	CITY Watsonville	STATE OR FOREIGN COUNTRY California	COUNTRY OF CITIZENSHIP U.S.A.	
	POST OFFICE ADDRESS	STREET 266 Webb Road	CITY Watsonville	STATE OR COUNTRY California	ZIP CODE 95076
	SIGNATURE OF INVENTOR 202 <i>Bruce D. Mowrey</i>			DATE <i>Oct 1, 2003</i>	
203	FULL NAME OF INVENTOR	LAST NAME Coss	FIRST NAME JoAnne	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Salinas	STATE OR FOREIGN COUNTRY California	COUNTRY OF CITIZENSHIP U.S.A.	
	POST OFFICE ADDRESS	STREET <i>217 Katherine Av</i>	CITY Salinas	STATE OR COUNTRY California	ZIP CODE 93901
	SIGNATURE OF INVENTOR 203 <i>JoAnne Coss</i>			DATE <i>Oct 1, 2003</i>	
204	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
	SIGNATURE OF INVENTOR 204			DATE	
205	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
	SIGNATURE OF INVENTOR 205			DATE	